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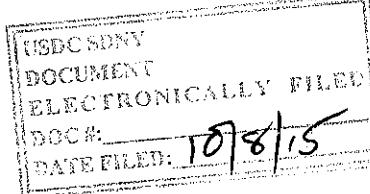
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October 7, 2015



Via Fax to: 914-390-4278

Hon. Cathy Seibel
 United States District Court
 Southern District Of New York
 300 Quarropas Street,
 White Plains, New York 10601-4150

Re: Barboza v. Village of Liberty, Dagata, Gorr and Zangla
 Case No.: 13-CV-4067 (CS)
 Our File No.: 08977 - 65604

Dear Judge Seibel:

The office represents the Village of Liberty, Detective D'Agata and Officer Gorr in this action. By Memo Endorsement filed on October 5, 2015, the Court "so ordered" the plaintiff's requested briefing schedule for his proposed Rule 54(b) motion. On behalf of the Village of Liberty, we request that the same briefing schedule be approved for its proposed motion, made pursuant to 28 U.S.C. §1292, seeking certification of this Court's September 10, 2015 Bench Decision, to allow for a request to appeal the denial of its motion for summary judgment. Identical to the plaintiff's motion, the Village proposes that: its §1292 motion be filed by October 16, 2015; opposition papers be filed by November 6, 2015; and reply papers be filed by November 13, 2015.

I have conferred with opposing counsel, and they are agreeable to the submission schedule indicated above. I thank the Court for its consideration of this request.

Respectfully,

ADAM L. RODD

ALR/cv/454169

cc: Samuel S. Yasgur, Esq., Sullivan County - Via Fax 845-807-0574
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Application Granted / Denied
 So Ordered.

Cathy Seibel, U.S.D.J.

Dated: 10/7/15